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PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 358) TO  
AMEND THE PATIENT PROTECTION AND AFFORDABLE CARE  
ACT TO MODIFY SPECIAL RULES RELATING TO COVERAGE  
OF ABORTION SERVICES UNDER SUCH ACT.

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October 12, 2011.—Referred to the House Calendar and ordered to be  
printed.

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MS. FOXX, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. \_\_]

The Committee on Rules, having had under consideration House  
Resolution \_\_\_\_, by a record vote of 5 to 2, report the same to the House with  
the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 358, the Protect Life  
Act, under a closed rule. The resolution provides one hour of debate equally  
divided and controlled by the chair and ranking minority member of the  
Committee on Energy and Commerce. The resolution waives all points of  
order against consideration of the bill. The resolution provides that the  
amendment in the nature of a substitute recommended by the Committee on  
Energy and Commerce now printed in the bill shall be considered as adopted  
and that the bill, as amended, shall be considered as read. The resolution  
waives all points of order against provisions in the bill, as amended. Finally,  
the resolution provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill  
includes a waiver of clause 9 of rule XXI requiring a list of all earmarks,  
limited tax benefits, or limited tariff benefits contained in the measure, or a  
certification that the measure does not contain any of those items. The  
Committee on Energy and Commerce's statement in this regard was  
deficient as it did not reference limited tax or tariff benefits. However, the  
Committee is in receipt of a letter from Representative Pitts, chairman of

the Subcommittee on Health of the Committee on Energy and Commerce, certifying that the measure does not contain either limited tax or tariff benefits.

The waiver of all points of order against provisions in the bill, as amended, includes a waiver of clause 5 of rule XXI, which prohibits a committee without tax or tariff jurisdiction from reporting a measure containing tax or tariff provisions. The Committee on Ways and Means received a sequential referral for H.R. 358 and was discharged from consideration on September 12, 2011.

#### COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

##### Rules Committee Record Vote No. 136

Motion by Mr. McGovern to report an open rule. Defeated: 2–5

Majority Members	Vote	Minority Members	Vote
Mr. Woodall.....	Nay	Mr. McGovern.....	Yea
Mr. Nugent.....	Nay	Mr. Hastings of Florida.....	Yea
Mr. Scott of South Carolina...	Nay		
Mr. Webster.....	Nay		
Mr. Dreier, Chairman.....	Nay		

##### Rules Committee Record Vote No. 137

Motion by Mr. Woodall to report the rule. Adopted: 5-2

Majority Members	Vote	Minority Members	Vote
Mr. Woodall.....	Yea	Mr. McGovern.....	Nay
Mr. Nugent.....	Yea	Mr. Hastings of Florida.....	Nay
Mr. Scott of South Carolina...	Yea		
Mr. Webster.....	Yea		
Mr. Dreier, Chairman.....	Yea		